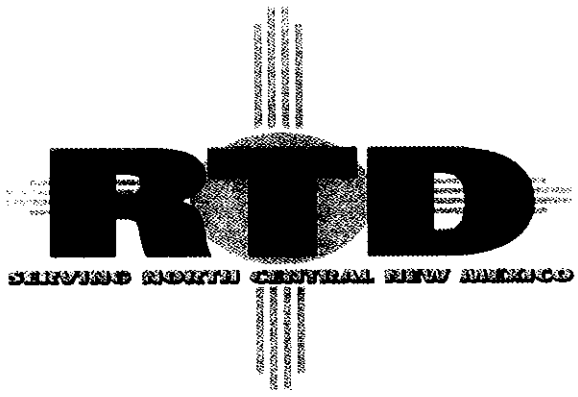

North Central Regional Transit District ("NCRTD")

Resolution 2008-05

DIRECTING COUNTIES WITHIN THE NCRTD TO ADOPT IDENTICAL ORDINANCES CALLING FOR A JOINT ELECTION TO IMPOSE A GROSS RECEIPTS TAX OF ONE-EIGHTH OF ONE PERCENT

WHEREAS, the NCRTD was created through legislative enactment (chapter 65, signed March 21, 2003); and,

WHEREAS, the NCRTD is a sub-division of the State of New Mexico; and,

WHEREAS, the NCRTD was approved and certified by the New Mexico Department of Transportation Commission September 14, 2004; and,

WHEREAS, NMSA Section 7-20E-23 authorizes the NCRTD to pass a resolution directing counties within the NCRTD to adopt identical ordinances calling for a joint election to impose a one-eighth percent gross receipts tax (i.e., "county regional transit gross receipts tax"); and,

WHEREAS, each county governing body within the NCRTD shall, within seventy-five days of the date that this resolution is approved, adopt an ordinance calling for the joint election on the question of imposing the county regional gross receipts tax; and,

WHEREAS, if a majority of the voters in the NCRTD voting in the election vote in favor of imposing the county regional transit gross receipts tax, the revenue generated by each county in the NCRTD shall be dedicated and transferred to the NCRTD for the purposes authorized by the Regional Transit Act NMSA Section 73-25-1;

WHEREAS, the NCRTD Board passed a three-sixteenth resolution, 2008-2 on March 14, 2008, and now seeks to rescind;

NOW, THEREFORE, BE IT RESOLVED by the NCRTD that each county governing body within the NCRTD is directed to and shall adopt, within seventy-five days of the date that this resolution is adopted, identical ordinances calling for a joint election on the question of imposing a one-eighth percent gross receipts tax, and rescind resolution 2008-2.

PASSED, APPROVED AND ADOPTED BY THE GOVERNING BODY OF THE NORTH CENTRAL REGIONAL TRANSIT DISTRICT ON THIS 22nd DAY OF APRIL 2008.

Commissioner Mike Anaya, Chairman

Approved as to form:

Mark A. Basham, Counsel